

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

\_\_\_\_\_  
SYNCORA GUARANTEE INC.,  
formerly known as XL CAPITAL  
ASSURANCE INC.,

Plaintiff,

v.

EMC MORTGAGE CORPORATION,

Defendant.  
\_\_\_\_\_

x

:

:

:

:

:

:

:

:

:

:

:

:

:

:

:

x

Civil Action No. 09 CV 3106 (PAC)

ECF CASE

**NOTICE OF APPEARANCE**

To the Clerk of this Court and all parties of record:

Please enter my appearance as counsel in this case for EMC Mortgage Corporation.

I certify that I am admitted to practice in this Court.

Dated: May 26, 2011  
New York, New York

/s/ Robert A. Sacks

Robert A. Sacks  
SULLIVAN & CROMWELL LLP  
125 Broad Street  
New York, New York 10004  
Tel: (212) 558-4000  
Fax: (212) 558-3588

*Attorney for Defendant EMC Mortgage  
Corporation*